

DOL Prevailing Wage

DEPOSITION OF
Taken May 21, 2018



615.221.1089

1 STATE OF TENNESSEE
2 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
3 PREVAILING WAGE COMMISSION MEETING
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10 May 21, 2018
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18 ORIGINAL
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22 -----
23 CASSANDRA M. BEILING, LCR# 371
24 STONE & GEORGE COURT REPORTING
25 2020 Fieldstone Parkway
Suite 900 - PMB 234
Franklin, Tennessee 37069
615.221.1089

Page 2

1 APPEARANCES:
 2 Commissioner Burns Phillips, Chairman
 3 Commissioner Wayburn Crabtree, TDOT Designee
 4 Ann McGauran, State Architect
 Tennessee Department of Treasury
 5
 R. T. Summers, Industry Representative
 6 Summers-Taylor, Inc. Elizabethton, Tennessee
 (appeared telephonically)
 7
 Stephen Wright, Industry Representative
 8 Wright Brothers Construction
 (appeared telephonically)
 9
 Dan Bailey, Legal Counsel
 10
 Kim Y. Jefferson, Administrator
 11
 Lynn Kirby, Board Secretary
 12
 Jan Caudill, Administrative Assistant
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 Carolyn Sherrod, Administrative Services Manager
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Page 3

1 AGENDA
 2 I. Call Meeting to Order
 3 II. Introductions and Announcements
 4 III. Adoption of Agenda
 5 IV. Labor Standards Unit's Report(s)
 6 V. Open Discussion Items
 7 * State Audit Finding
 * T.C.A. 12-4-405(4)
 8 * Current 2018 Prevailing Wage Rates
 * Four (4) Prevailing Wage Rates in Question
 9 * Corrective Action, New Process and
 New Spreadsheet
 10
 VI. Announcement of Next Meeting - The next
 11 regularly scheduled meeting of the
 Prevailing Wage Commission will be Tuesday,
 12 August 14, 2018 at 1:30 p.m. (CDT) at the
 Tennessee Department of Labor and Workforce
 13 Development building located at 220 French
 Landing Drive, Nashville, Tennessee
 14
 Scheduled Meeting Dates for 2018:
 15 Tuesday, August 14 at 1:30 p.m. (CDT)
 Friday, November 16 at 1:30 p.m. (CDT)
 16 Thursday, November 29 at 1:30 p.m. (CDT)
 17 VII. Adjournment
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Page 4

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 2 CHAIRMAN PHILLIPS: The meeting is
 3 now called to order at approximately 2:00 p.m.
 4 I have to make the announcement in
 5 case of an emergency. In the event of an
 6 emergency or natural disaster, security personnel
 7 will take attendees to a safe place in the
 8 building or direct them to exit the building on
 9 the Rosa Parks side.
 10 MR. SUMMERS: That's going to be a
 11 long way for me.
 12 CHAIRMAN PHILLIPS: Yeah, and we're
 13 not going to wait for you either.
 14 MR. SUMMERS: All right.
 15 CHAIRMAN PHILLIPS: So we should
 16 start with everybody stating their name.
 17 THE REPORTER: Cassandra Beiling
 18 with Stone & George Court Reporting.
 19 MS. KIRBY: Lynn Kirby, board
 20 secretary.
 21 MR. CRABTREE: Wayburn Crabtree,
 22 representing the Commissioner of Transportation.
 23 CHAIRMAN PHILLIPS: I'm Burns
 24 Phillips, Commissioner of Labor and Workforce
 25 Development.

Page 5

1 MS. MCGAURAN: Ann McGauran, state
 2 architect.
 3 MS. JEFFERSON: Kim Jefferson,
 4 assistant commissioner.
 5 MR. BAILEY: Dan Bailey, legal
 6 counsel.
 7 MS. CAUDILL: Jan Caudill,
 8 administrative assistant.
 9 MS. SHERROD: Carolyn Sherrod,
 10 administrative services manager.
 11 MR. NEALY: Kenneth Nealy, Labor
 12 Standards Director.
 13 MS. KELSEY: Melinda Kelsey, Chief
 14 of Staff.
 15 MR. SUMMERS: Rab Summers,
 16 Summers-Taylor Incorporated.
 17 MR. WRIGHT: Steve Wright, with
 18 Wright Brothers Construction.
 19 MS. GRICE: Alicia Grice, state
 20 audit.
 21 MR. GOODWIN: George Goodwin, state
 22 audit.
 23 MS. XIXIS: Tia Xixis, legislative
 24 liaison for the Department of Labor.
 25 MS. DURM: And Leanne Durm,

<p style="text-align: right;">Page 6</p> <p>1 legislative liaison for the Department of Labor 2 and Workforce Development.</p> <p>3 CHAIRMAN PHILLIPS: All right. 4 Thank you.</p> <p>5 MS. JEFFERSON: I just have one more 6 announcement, if that's okay.</p> <p>7 CHAIRMAN PHILLIPS: Okay. Sure. 8 Go right ahead.</p> <p>9 MS. JEFFERSON: Lynn Kirby is our 10 new secretary for the Prevailing Wage Commission. 11 And in her role, she is going to be responsible 12 for preparing all the public notices, as well as 13 the agendas, and just putting together the entire 14 meetings for you all. So if you have any 15 questions, Lynn would be your proper contact.</p> <p>16 CHAIRMAN PHILLIPS: Great. 17 Welcome, Lynn.</p> <p>18 MS. KIRBY: Thank you.</p> <p>19 CHAIRMAN PHILLIPS: Okay. So next 20 on the agenda would be adoption of the agenda. So 21 has everybody had a chance to look at it? And 22 does anybody make a motion to adopt?</p> <p>23 MS. MCGAURAN: I'll make a motion 24 to adopt the agenda.</p> <p>25 CHAIRMAN PHILLIPS: Second?</p>	<p style="text-align: right;">Page 8</p> <p>1 assigned 10 and we attended all 10. The second 2 quarter, we were assigned 12 and we attended all 3 12. Third quarter, we were assigned 1 and we 4 attended that 1. And then the fourth quarter that 5 year, we were assigned 3 and we attended all 3.</p> <p>6 Fiscal year '17-'18 we were seeing a 7 drastic decrease. We were assigned 8, and we 8 attended all 8, thus far. The first quarter we 9 were assigned 2, and we attended 2. The second 10 quarter, we were assigned -- we were assigned 2, 11 and we attended both of those. The third quarter 12 we were assigned 2, and we attended 1. The fourth 13 quarter we were assigned 2 and we attended 3. So 14 the one from the third quarter happened to be 15 within the fourth quarter.</p> <p>16 As it relates to preconstruction 17 meetings, the goal of the Labor Standards Unit are 18 to develop a professional relationship with the 19 primary contractors. We're trying to ensure that 20 those 25 class of construction workers are being 21 paid properly at set prevailing wage rate.</p> <p>22 Also, we were trying to ensure the 23 highway contractors and subcontractors posted -- 24 keep posting in a conspicuous place at the site of 25 construction the prevailing wage rate.</p>
<p style="text-align: right;">Page 7</p> <p>1 MR. CRABTREE: Second.</p> <p>2 CHAIRMAN PHILLIPS: Do we have any 3 questions? 4 (No verbal response.)</p> <p>5 CHAIRMAN PHILLIPS: Those in favor, 6 "aye." 7 (Affirmative response.)</p> <p>8 CHAIRMAN PHILLIPS: And so the 9 agenda is adopted.</p> <p>10 We haven't done a roll call unless it 11 wasn't unanimous.</p> <p>12 Labor Standards Unit's reports. 13 We'll have the first one from Kenneth Nealy. And 14 it will be on the investigation process.</p> <p>15 MR. NEALY: So my name is Kenneth 16 Nealy, Labor Standards Director. I'll talk a 17 little bit about the preconstruction meeting and 18 some of our stats from 2016-'17 to '17-'18.</p> <p>19 Since the removal of aeronautics from 20 our jurisdiction, we have seen a drastic decrease 21 in the number of preconstruction meetings assigned 22 to the Labor Standards Unit. The fiscal year, 23 '16-'17, we were assigned 26 preconstruction 24 meetings. And we attended all 26.</p> <p>25 The first quarter that year, we were</p>	<p style="text-align: right;">Page 9</p> <p>1 That is my report for the inspection 2 report.</p> <p>3 CHAIRMAN PHILLIPS: Thank you, 4 Kenneth. I appreciate that.</p> <p>5 Next, Carolyn, administrative 6 processes.</p> <p>7 MS. SHERROD: Good afternoon. 8 Again, I'm the administrative services manager for 9 the Labor Standards Unit. And I just wanted to 10 give you a brief update on the administrative 11 process, what had transpired since our last 12 meeting on November 30th of 2017. After the 13 adjournment of the November 30th meeting, the 2018 14 prevailing wage rates were confirmed and submitted 15 to the communications division for the Tennessee 16 Department of Labor and Workforce Development for 17 immediate posting to the Labor Standards website. 18 That has to be done before the end of business on 19 December 1st, 2017, per statute, or December the 20 1st of each year, per statute.</p> <p>21 The 2018 rates were posted on 22 November 30th. On March 1st, the Labor Standards 23 administrative staff participated in a U.S. DOL 24 prevailing wage audit teleconference. The 25 teleconference was also attended by the</p>

<p style="text-align: right;">Page 10</p> <p>1 Department's director of internal audit and the 2 legislative auditor for the prevailing wage unit. 3 A summary of the results are as 4 follows: The U.S. DOL conducted the review in 5 four areas. Tennessee complied all four areas, 6 according to the U.S. DOL. One of their main 7 topics of discussion was whether Tennessee 8 collected information regarding fringe benefits 9 and Tennessee's practice of including these fringe 10 benefits in the prevailing wage calculations. 11 A. U.S. DOL does include fringe benefits, 12 and Tennessee does not. Tennessee's prevailing 13 wage commission Rule 0800-03-02-0.83 specifically 14 excludes fringe benefits from Tennessee's 15 calculation. After we presented this to the 16 U.S. DOL and they read the TCA, they indicated 17 that Tennessee was, indeed, in compliance. 18 And that concludes my report for the 19 administrative process since our last meeting. 20 CHAIRMAN PHILLIPS: Great. Thank 21 you, Carolyn. 22 Jan, would you speak to the 2019 23 prevailing wage survey process? 24 MS. CAUDILL: Yes. 25 Okay. First of all, all of last</p>	<p style="text-align: right;">Page 12</p> <p>1 hopefully, that will increase the participation 2 with the survey. 3 After that is done, the first part of 4 September, September 1st, we will send out the 5 survey in a letter, and we're going to send them 6 out, as many as we can, through emails. 7 We had a real good response with that 8 last year, and if we do not have an email address, 9 we will send them through the mail. 10 And that's all I have for my report. 11 CHAIRMAN PHILLIPS: Great. Thank 12 you, Jan. 13 Anybody have any questions about any 14 of that? 15 (No verbal response.). 16 CHAIRMAN PHILLIPS: Okay. So open 17 discussion items. The reason we're here is the 18 state audit finding, which the purpose being to 19 correct four incorrect calculations. 20 Kim, it says TCA 12-4-454. And it 21 says, also, See Rule 0800-0302-08. 22 MS. JEFFERSON: Yes. And we placed 23 copies of the rule and the law in your package. 24 That's just for questions, if you think that you 25 have any questions. We'll need that as we</p>
<p style="text-align: right;">Page 11</p> <p>1 year's data and information has been archived and 2 saved on a separate database for further reference 3 if we need it anytime down the road. But starting 4 in June, Kim Jefferson, Carolyn Sherrod, Kenneth 5 Nealy, and myself, we're going to meet with the IT 6 division, specifically Doris Barnett, to discuss 7 modifications for this year's survey changes that 8 need to be made, as far as the internal link, the 9 survey, the introductory letter, the dates that 10 need to be changed to reflect the deadlines for 11 this year's surveys, and the survey itself and the 12 link, which shows up in the introductory letter. 13 Once that is done, the database will 14 be set up in a test status basis so we can make 15 sure all the processes are performing as they 16 should. Once that's okayed, we'll get the 17 contractor mailing list from Mr. Crabtree at TDOT, 18 which will then be uploaded to the prevailing wage 19 database. 20 One thing that the legislative 21 auditors mentioned we might want to do is to send 22 out, like, a reminder that the deadline to the 23 survey is coming up, so we intend to do that with 24 an email blast through MailChimp, just to give 25 them a heads up that the deadline is coming, and</p>	<p style="text-align: right;">Page 13</p> <p>1 determine what the new rates are. 2 CHAIRMAN PHILLIPS: Okay. I got 3 you. All right. Okay. 4 So the current 2018 prevailing wage 5 rates, we have those, do we not? 6 MS. JEFFERSON: Yes, sir. They're 7 in your packet as well. Actually, take a look in 8 your notebook. 9 CHAIRMAN PHILLIPS: Is it in here? 10 MS. JEFFERSON: Yes. 11 CHAIRMAN PHILLIPS: Oh, okay. Here 12 we go. 13 MS. JEFFERSON: So, Commissioner, 14 there were four rates that were affected. 15 CHAIRMAN PHILLIPS: That are on 16 this list? 17 MS. JEFFERSON: Yes, sir. 18 Classification Number 9, Classification Number 14, 19 Classification Number 18, and Classification 20 Number 22. 21 CHAIRMAN PHILLIPS: Okay. 22 MS. JEFFERSON: And that spreadsheet 23 gives the range. It actually gives the 24 information we need to properly calculate the 25 range, and it gives the range.</p>

<p style="text-align: right;">Page 14</p> <p>1 And I can have -- Jan, if you want to 2 come up so we can calculate the first. 3 CHAIRMAN PHILLIPS: Yeah, why don't 4 you do that. 5 MS. JEFFERSON: And, Commissioner, 6 if you take a look at -- it's actually 7 Classification Number 10 on this document. On the 8 spreadsheet, it says "Electrician." 9 CHAIRMAN PHILLIPS: It's Number 10, 10 yeah. 11 MS. JEFFERSON: And we're going to 12 go through the calculation. That way everyone can 13 calculate and make sure we have the proper ranges. 14 And so, Jan, could you first state 15 the formula? 16 MS. CAUDILL: Okay. If there are 17 five or more responses within the survey, then the 18 calculation is made by taking 6 percent of the 19 current prevailing wage rate, and then adding 20 whatever that figure is. We either add it to and 21 then subtract it from the survey rate. So that 22 will give you your low end and your high end when 23 you add or subtract it to that rate. 24 So if looking at Number -- 25 Classification Craft Number 9, the 6 percent --</p>	<p style="text-align: right;">Page 16</p> <p>1 that again. The proposed new rate is 26.13, 2 correct? 3 MS. JEFFERSON: 26.13. 4 MS. CAUDILL: That's where it's set 5 now. 6 CHAIRMAN PHILLIPS: Okay. Oh, I 7 see. So that's where it is now. Got it. Okay. 8 Sorry. 9 MR. WRIGHT: Steve Wright. I would 10 propose 27.66. So that's a motion. 11 MR. SUMMERS: Rab Summers. Second 12 the motion. 13 CHAIRMAN PHILLIPS: Okay. So we 14 have a motion and a second. Any questions? 15 MR. CRABTREE: Yeah, I have a 16 question. 17 CHAIRMAN PHILLIPS: Okay. 18 MR. CRABTREE: These new rates that 19 we're proposing here, once they're finalized, will 20 they be retroactive? 21 CHAIRMAN PHILLIPS: I don't know 22 the answer to that question. 23 MR. SUMMERS: This is Summers. I 24 don't see how they can. Even though the 25 Commission obviously made a mistake, the</p>
<p style="text-align: right;">Page 15</p> <p>1 MR. SUMMERS: You mean Number 10? 2 MS. CAUDILL: Well -- 3 MS. MCGAURAN: If you look at the 4 craft number, it's 9. If you look at the number 5 on the far left, it's 10. 6 MS. CAUDILL: We needed the header 7 numbers, or letters, across the top of the 8 columns, and you can't -- I couldn't get those to 9 show up without showing your lines -- 10 MR. SUMMERS: Got you. Understand. 11 MS. CAUDILL: If you look at the 12 current rate for Classification Number 9 at 25.06, 13 and if you multiply that by 6 percent, you will be 14 given a figure of \$1.50. If you add that to the 15 survey rate of 29.16, you will get 30.66. And if 16 you subtract it, you will get 27.66. So that 17 gives you the acceptable range within the law, 18 where the new prevailing wage rate should be set. 19 MS. JEFFERSON: And the reason that 20 it's incorrect is because our proposed rate is 21 outside of that rate. The proposed rate was 22 \$26.13. So we need a rate that's between that 23 range. So we'll probably need to start with that 24 one, and then we'll move on to the second one. 25 CHAIRMAN PHILLIPS: I'm sorry. Say</p>	<p style="text-align: right;">Page 17</p> <p>1 Department has let contracts using these scales 2 and have a contract -- weekly binding contracts 3 with contractors that have used these scales. So 4 it's hard for them to go back retroactively 5 against the contractor who used the best 6 information he had at the time. 7 CHAIRMAN PHILLIPS: Dan? 8 MR. BAILEY: Yeah, I tend to agree 9 with that. I mean, that's the way the contract 10 was written at the time. Even if there was an 11 error in the rate, that was the contract everybody 12 was playing by, so I think that's what we've got 13 to go with. 14 CHAIRMAN PHILLIPS: Okay. 15 MR. CRABTREE: Do we need to make 16 that into a motion? 17 MR. BAILEY: I don't think it's 18 necessary. I mean, you can, but, I mean, 19 basically, you're correcting an error here. So I 20 don't know that there needs to be a motion to not 21 pay retroactively, but if you want to be on the 22 safe side, I guess you could. 23 MR. CRABTREE: I think we would 24 feel better with that. 25 MR. BAILEY: Okay.</p>

<p style="text-align: right;">Page 18</p> <p>1 CHAIRMAN PHILLIPS: Okay. Do you 2 want to make that motion? 3 MR. CRABTREE: I move that the new 4 rates that are passed today not be made 5 retroactive to January 1st, 2018. 6 CHAIRMAN PHILLIPS: Second? 7 MS. MCGAURAN: I second that 8 motion. 9 CHAIRMAN PHILLIPS: Any questions? 10 (No verbal response.) 11 CHAIRMAN PHILLIPS: All in favor? 12 (Affirmative response.) 13 CHAIRMAN PHILLIPS: That was 14 unanimous, I believe, was it not? 15 MR. BAILEY: Sounded liked it. 16 MS. MCGAURAN: On the prior motion 17 on the floor, I was wondering why the 18 recommendation or why the motion was brought 19 forward to bring in at the survey rate minus the 20 6 percent, as opposed to what the survey rate was. 21 I'm just trying to understand the logic behind it 22 from the person who made the motion. 23 CHAIRMAN PHILLIPS: That would be 24 Stephen. 25 MR. WRIGHT: Yeah. It appeared to</p>	<p style="text-align: right;">Page 20</p> <p>1 MR. NEALY: So Mechanic Class 2, 2 light duty. So you would take the \$20.32 times 3 .06, so 6 percent, is going to give you \$1.22. So 4 you take \$19.69 plus \$1.22, and it will give you 5 \$20.91. And that would be the maximum rate, or 6 the high end. Take the \$19.69 minus \$1.22, that 7 gives you \$18.47. And that will give you the low 8 end. 9 CHAIRMAN PHILLIPS: Okay. 10 MS. JEFFERSON: And so the problem 11 was that the 21.19, the proposed rate the last 12 time, was outside of the range. So now we need a 13 rate that's within the range. 14 CHAIRMAN PHILLIPS: Okay. So do I 15 hear a motion for a rate and what that rate might 16 be? 17 MR. WRIGHT: I would make a motion 18 for the 20.91. This is Wright. 19 CHAIRMAN PHILLIPS: Okay. 20 MR. CRABTREE: Second. 21 CHAIRMAN PHILLIPS: Okay. Any 22 questions? 23 (No verbal response.) 24 CHAIRMAN PHILLIPS: Okay. The 25 motion is for 20.91, R.T.?</p>
<p style="text-align: right;">Page 19</p> <p>1 me that there was an abnormality in the number of 2 the wage rates turned in, and I thought it was 3 excessive to raise it \$4, \$5 an hour in one year. 4 That was the rate I thought was appropriate. 5 MS. MCGAURAN: Thank you. I 6 appreciate that. 7 MR. WRIGHT: The 27.66. 8 CHAIRMAN PHILLIPS: Okay? 9 MS. MCGAURAN: That answered my 10 question. 11 CHAIRMAN PHILLIPS: All right. So 12 we have a motion. Any questions, other questions? 13 (No verbal response.) 14 CHAIRMAN PHILLIPS: All in favor 15 say "aye." 16 (Affirmative response.) 17 CHAIRMAN PHILLIPS: All right. 18 Unanimous. 19 So next would be... 20 MS. JEFFERSON: Craft Number 14. 21 CHAIRMAN PHILLIPS: Yeah. It's -- 22 MR. NEALY: Mechanical. 23 CHAIRMAN PHILLIPS: -- craft 24 Number 14, and that is on the -- that is line 15 25 on the spreadsheet, just for clarification.</p>	<p style="text-align: right;">Page 21</p> <p>1 MR. SUMMERS: That was Mr. Wright 2 that made that motion. 3 CHAIRMAN PHILLIPS: Oh, excuse me. 4 Is that Stephen? Okay. 20.91. 5 MR. WRIGHT: Yes. 6 CHAIRMAN PHILLIPS: All right. 7 Everybody in favor say "aye." 8 (Affirmative response.) 9 CHAIRMAN PHILLIPS: Okay. It's 10 unanimous. Motion carries. 11 The next one would be the survey 12 instrument operator, which is Craft Number 18, but 13 that is line 19 on the spreadsheet. 14 MS. SHERROD: 19, yes, sir. Okay. 15 We were going to multiply the current rate, which 16 is 20.45 by 6 percent. And that's going to give 17 us -- the 6 percent rate would be \$1.23. And that 18 will give us the rate of 24.41 on the high end. 19 And then if we subtract the 1.23 from the 23.18 20 survey rate, that would give us 21.95 on the low 21 end. 22 CHAIRMAN PHILLIPS: Okay. So we're 23 63 percent -- 0.63 below. So we need to motion to 24 correct that to... 25 MR. CRABTREE: I move we correct it</p>

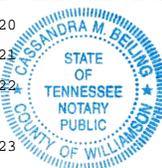
<p style="text-align: right;">Page 22</p> <p>1 to 21.95.</p> <p>2 CHAIRMAN PHILLIPS: Second?</p> <p>3 MR. WRIGHT: Second.</p> <p>4 CHAIRMAN PHILLIPS: Okay. Who was</p> <p>5 that that seconded it? Sorry.</p> <p>6 MR. WRIGHT: I did. Steve.</p> <p>7 CHAIRMAN PHILLIPS: Okay. Steve.</p> <p>8 Okay. Great. Thanks.</p> <p>9 Okay. So we have a motion for 21.95.</p> <p>10 Any discussion or questions?</p> <p>11 (No verbal response.)</p> <p>12 CHAIRMAN PHILLIPS: Everybody in</p> <p>13 favor say "aye."</p> <p>14 (Affirmative response.)</p> <p>15 CHAIRMAN PHILLIPS: It's unanimous.</p> <p>16 MS. SHERROD: Okay. On the final</p> <p>17 one -- it's line 23 on the spreadsheet -- the</p> <p>18 truck driver, five or more axles, the 6 percent of</p> <p>19 the current rate, \$16.93, would give as \$1.02.</p> <p>20 And if you add that to the survey rate, it would</p> <p>21 give you 1987 on the high end. And subtracting</p> <p>22 that would give you \$17.83 on the low end. And</p> <p>23 we're 0.18 outside the range.</p> <p>24 CHAIRMAN PHILLIPS: So we need a</p> <p>25 motion.</p>	<p style="text-align: right;">Page 24</p> <p>1 wage rate times 6 percent. That's the reason that</p> <p>2 we did -- we just provided you-all the range</p> <p>3 for...</p> <p>4 MR. CRABTREE: Well, that's just</p> <p>5 the way the numbers turned out.</p> <p>6 CHAIRMAN PHILLIPS: Looks like it.</p> <p>7 MR. CRABTREE: There's some others</p> <p>8 like Craft 7 here that deviated by almost twice</p> <p>9 that, that we did not need to make an adjustment</p> <p>10 to.</p> <p>11 MS. JEFFERSON: And again, if you</p> <p>12 don't --</p> <p>13 MR. CRABTREE: That's just the way</p> <p>14 the numbers worked out.</p> <p>15 MR. WRIGHT: Wayburn, that's the</p> <p>16 difference between the previous year's rate and</p> <p>17 the survey rate from last year. It's really not</p> <p>18 what we're talking about, I think.</p> <p>19 CHAIRMAN PHILLIPS: Does that make</p> <p>20 sense to you, Ann?</p> <p>21 MS. MCGAURAN: It does. It does.</p> <p>22 And based on this calculation, you know, some</p> <p>23 rates changed pretty dramatically and some didn't</p> <p>24 change very much at all from year to year, which</p> <p>25 is interesting. But that's just the way the</p>
<p style="text-align: right;">Page 23</p> <p>1 MS. MCGAURAN: I make a motion that</p> <p>2 the rate be \$17.83.</p> <p>3 CHAIRMAN PHILLIPS: Okay. So</p> <p>4 moved. Second?</p> <p>5 MR. CRABTREE: Second.</p> <p>6 CHAIRMAN PHILLIPS: The motion is</p> <p>7 that it be raised to 17.83. Any discussion?</p> <p>8 (No verbal response.)</p> <p>9 CHAIRMAN PHILLIPS: Everybody in</p> <p>10 favor say "aye."</p> <p>11 (Affirmative response.)</p> <p>12 CHAIRMAN PHILLIPS: Unanimous,</p> <p>13 17.83.</p> <p>14 MR. CRABTREE: I have a question,</p> <p>15 if I may, about procedure.</p> <p>16 CHAIRMAN PHILLIPS: All right,</p> <p>17 Wayburn. Yes.</p> <p>18 MR. CRABTREE: Back there to</p> <p>19 Craft 14, that only deviated by 3.10 percent, so</p> <p>20 why does that one fall within this 6 percent plus</p> <p>21 or minus category?</p> <p>22 CHAIRMAN PHILLIPS: Does anybody</p> <p>23 have an answer for that?</p> <p>24 MS. JEFFERSON: Well, that was just</p> <p>25 the calculation based on the current prevailing</p>	<p style="text-align: right;">Page 25</p> <p>1 market is.</p> <p>2 CHAIRMAN PHILLIPS: Does that</p> <p>3 answer your question, Wayburn?</p> <p>4 MR. CRABTREE: Yes.</p> <p>5 CHAIRMAN PHILLIPS: Okay. Great.</p> <p>6 Okay. So what else do we have?</p> <p>7 Announcement of the next meeting? Is that where</p> <p>8 we are?</p> <p>9 MS. MCGAURAN: Yes.</p> <p>10 CHAIRMAN PHILLIPS: Okay. So the</p> <p>11 next meeting of the -- the regularly scheduled</p> <p>12 meeting of the prevailing wage commission will be</p> <p>13 Tuesday, August 14th, 2018 at 1:30 p.m. here at</p> <p>14 the Tennessee Department of Labor, 220 French</p> <p>15 Landing. That's the next regularly scheduled</p> <p>16 meeting.</p> <p>17 And do we want to go ahead and speak</p> <p>18 to the other two meetings?</p> <p>19 MS. JEFFERSON: Sure.</p> <p>20 CHAIRMAN PHILLIPS: Okay. Friday,</p> <p>21 November 16th will be the next one at 1:30, also</p> <p>22 here. And the following one will be Thursday,</p> <p>23 November 29th at 1:30, also here.</p> <p>24 Any other comments, questions, or</p> <p>25 concerns?</p>

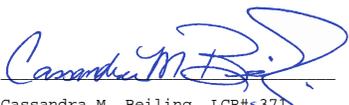
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1 (No verbal response.)
 2 CHAIRMAN PHILLIPS: All right.
 3 I'll hear a motion to adjourn.
 4 MR. WRIGHT: I was just going to
 5 say it was a pleasure to hear from everybody.
 6 MS. MCGAURAN: I make a motion to
 7 adjourn.
 8 MR. CRABTREE: Second.
 9 CHAIRMAN PHILLIPS: There is a
 10 motion to adjourn and a second. All in favor, say
 11 "aye."
 12 (Affirmative response.)
 13 CHAIRMAN PHILLIPS: Unanimous.
 14
 15 END OF PROCEEDINGS.
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Page 27

1 C E R T I F I C A T E
 2 STATE OF TENNESSEE)
 3 COUNTY OF WILLIAMSON)
 4
 5
 6 I, Cassandra M. Beiling, a Notary Public
 7 in the State of Tennessee, do hereby certify:
 8
 9 That the within is a true and accurate
 10 transcript of the Prevailing Wage Commission
 11 Meeting taken on the 21st day of May, 2018.
 12
 13 I further certify that I am not related to
 14 any of the parties to this action, by blood or
 15 marriage, and that I am in no way interested in
 16 the outcome of this matter.
 17
 18 IN WITNESS WHEREOF, I have hereunto set my
 19 hand this 15th day of July, 2018.
 20
 21
 22
 23
 24
 25




 Cassandra M. Beiling, LCR# 371
 Notary Public State at Large
 My commission expires: 3/15/2020

<hr/>	15 19:24	2:00 4:3	Administrator 2:10
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